



SECTION 8
#3 ✓

I hereby Certify that this Correspondence is being deposited with the United States Postal Service as First Class Mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231, on April 19, 2001.

Michelle M. Scordato

Name

Michelle M. Scordato

Signature

April 19, 2001

Date of Signature

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Sethi et al

Serial No.: 09/780,503

Filed: 02/09/01

For: A Method for Detecting Bacterial Exacerbations of
Chronic Lung Disease

RESPONSE

Assistant Commissioner for Patents
Attention: Box Missing Parts
Washington, D.C. 20231

Sir:

Responsive To the Notice To File Missing Parts of
Non-provisional Application dated March 19, 2001 (copy enclosed),
enclosed herewith is the signed declaration by the inventors.
Please note that inventor Sanjay Sethi has updated his address
but has initialed after such update.

Also enclosed is a check for \$65.00. If any
underpayment or overpayment has been made, please charge to
Deposit Account No. 08-2442.

Respectfully submitted,

HODGSON RUSS, LLP

By Ranjana Kadle
Ranjana Kadle, Reg. No. 40,041

One M&T Plaza, Suite 2000
Buffalo, New York 14203-2391
(716) 848-1628
Date: April 19, 2001

FEE TRANSMITTAL
for FY 2000

APR 23 2001

Patent Fees are subject to annual revision.

TOTAL AMOUNT OF PAYMENT

(\$ 65.00)

Application Number	09/780,503
Filing Date	02/09/01
First Named Inventor	Sethi, et al
Examiner-Name	
Group/Art Unit	1623

Attorney Docket Number 11520.0228

1. <input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge indicated fees and credit any overpayments to:		3. ADDITIONAL FEES					
Deposit Account Number:	08-2442	Large Fee Code	Entity Fee (\$)	Small Fee Code	Entity Fee (\$)	Fee Description	Fee Paid
Deposit Account Name:	Hodgson Russ LLP	105	130	205	65	Surcharge - late filing fee or oath	\$ 65
		127	50	227	25	Surcharge - late provisional filing fee or cover sheet	\$
2. <input checked="" type="checkbox"/> Payment Enclosed:							
<input checked="" type="checkbox"/> Check	<input type="checkbox"/> Credit Card	<input type="checkbox"/> Money Order	<input type="checkbox"/> Other	139	130	139	\$
FEE CALCULATION		147	2,520	147	2,520	For filing a request for reexamination	\$
1. FILING FEE		112	920*	112	920*	Requesting Publication of SIR prior to Examiner Action	\$
Large Entity	Small Entity	113	1,840*	113	1,840*	Requesting Publication of SIR after Examiner Action	\$
Fee Code (\$)	Fee Code (\$)	Fee Description	Fee Paid				
101 710	201 355	Utility filing fee	\$	115	110	215	\$ 55
106 320	206 160	Design filing fee	\$	116	390	216	\$ 195
107 490	207 245	Plant filing fee	\$	117	890	217	\$ 445
108 710	208 355	Reissue filing fee	\$	118	1,390	218	\$ 695
114 150	214 75	Provisional filing fee	\$	128	1,890	228	\$ 945
SUBTOTAL (1)		\$ 0	119	310	219	155	Notice of Appeal
2. EXTRA CLAIM FEES	Extra Fee from Claims below	Fee Paid	120	310	220	155	Filing a brief in support of an appeal
Total Claims / / -20** = / / x / / =		\$	121	270	221	135	Request for oral hearing
Independent Claims / / - 3** = / / x / / =		\$	138	1,510	138	1,510	Petition to institute a public use proceeding
Multiple dependent / / x / / =		\$	140	110	240	55	Petition to revive - unavoidable
Large Entity	Small Entity	141	1,240	241	620	Petition to revive - unintentional	\$
Fee Code (\$)	Fee Code (\$)	Fee Description	142	1,240	242	620	10 advance copies Utility issue fee (or reissue)
103 18	203 9	Claims in excess of 20	143	440	243	220	Design issue fee
102 80	202 40	Independent claims in excess of 3	144	600	244	300	Plant issue fee
104 270	204 135	Multiple dependent claim if not paid	122	130	122	130	Petitions to the Commissioner
109 80	209 40	**Reissue independent claims over original patent	123	50	123	50	Petitions related to provisional applications
110 18	210 9	**Reissue claims in excess of 20 and over original patent	126	240	126	240	Submission of Information Disclosure Statement
SUBTOTAL (2)		\$ 0	581	40	581	40	Recording each patent assignment per property (times number of properties)
SIGNATURE: <i>Ranjana Kadle</i>		146	710	246	355	Filing a submission after final rejection(37 CFR 1.129(a))	\$
Ranjana Kadle	Reg. No. 40,041	149	710	249	355	For each additional invention to be examined (37 CFR 1.129(b))	\$
DATE: April 19, 2001	Telephone: (716) 848-1628	*Reduced by basic filing fee paid				SUBTOTAL (3)	\$ 65



UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS
 UNITED STATES PATENT AND TRADEMARK OFFICE
 WASHINGTON, D.C. 20231
 www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/780,503	02/09/2001	Sanjay Sethi	11520.0228

CONFIRMATION NO. 7097

FORMALITIES LETTER



OC000000005873759

Ranjana Kadle
 Hodgson Russ LLP
 Suite 2000
 One M&T Plaza
 Buffalo, NY 14203-2391

Date Mailed: 03/19/2001

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given TWO MONTHS from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.
- **The balance due by applicant is \$ 65.**

*A copy of this notice **MUST** be returned with the reply.*

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE